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UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA

Debra Morales Ruiz, an individual, for
 herself and on behalf of and as pending
 Personal Representative of The Estate of
 Alexander Chavez; Alex George Chavez,
 an individual,

Plaintiffs,

vs.

County of Maricopa, a governmental
 entity; Brandon Smith and Jane Doe
 Smith; Paul Penzone and Jane Doe
 Penzone; David Crutchfield, an individual;
 Lisa Struble, an individual; Kyle Moody
 and Jane Doe Moody; Arturo Dimas and
 Jane Doe Dimas; Tyler Park and Jane Doe
 Park; Gerardo Magat and Jane Doe Magat;
 Daniel Hawkins Jr. and Jane Doe
 Hawkins; Javier Montano and Jane Doe
 Montano; James Dailey and Jane Doe
 Dailey; Trevor Martin and Jane Doe
 Martin; Greggory Hertig and Jane Doe
 Hertig; John Chester and Jane Doe
 Chester; Jorge. Espinos. Jr. and Jane Doe
 Espinosa; Morgan Rainey and John Doe
 Rainey; Stefanie Marsland and John Doe
 Marsland; and, John and Jane Does 1-40,

Defendants.

No.: CV-23-02482-PHX-SRB (DMF)

**PLAINTIFFS' NOTICE OF
 VOLUNTARY DISMISSAL
 WITHOUT PREJUDICE OF COUNT
 V OF PLAINTIFFS' FIRST
 AMENDED COMPLAINT**

(Assigned to the Honorable Susan R.
 Bolton and referred to the Honorable
 Deborah M. Fine)

1 Through counsel undersigned and pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i),
2 Plaintiffs hereby notify the Court and the parties of their dismissal without prejudice of
3 Count V of Plaintiffs' First Amended Complaint in this action. Rule 41 entitles Plaintiff
4 to do so. *See Romoland v. Inland Empire*, 548 F.3d 738, 748 (9th Cir. 2008) ("Federal
5 Rule of Civil Procedure 41 allows [P]laintiffs voluntarily to dismiss *some or all of their*
6 *claims* against some or all [D]efendants." (Emphasis added.)). Because no Defendant has
7 filed an answer or a motion for summary judgment, the dismissal is effective upon the
8 filing of this Notice. *See* Fed. R. Civ. P. 41(a)(1)(A)(i).
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11 **RESPECTFULLY SUBMITTED** this 19th day of March 2024.

12 **MILLS + WOODS LAW, PLLC**

13
14 By /s/ Sean A. Woods
15 Robert T. Mills
16 Sean A. Woods
17 5055 N 12th Street, Suite 101
18 Phoenix, AZ 85014
19 *Attorneys for Plaintiffs*
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CERTIFICATE OF SERVICE

I hereby certify that on March 19, 2024, I electronically transmitted the foregoing document to the Clerk's Office using the ECF System for filing and transmittal of a Notice of Electronic Filing to the following ECF registrants:

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Attorneys for Maricopa County, Dimas, Hawkins, Hertig, Martin, Montano, Moody, Park, Smith, Chester, Rainey, and Marsland and the Maricopa County Sheriff

/s/ Ben Dangerfield